



AUG 11 2008  
U.S. DISTRICT COURT  
S.D.N.Y.

U.S. Department of Justice

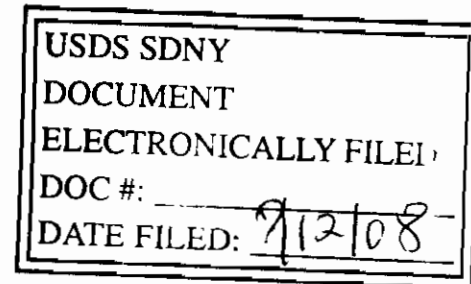
United States Attorney  
Southern District of New York

*The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007*

August 8, 2008

**BY HAND**

The Honorable Harold Baer, Jr.  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007



**Re: United States v. Marlon Castillo,  
08 Cr. 93 (HB)**

Dear Judge Baer:

The Government writes to request an adjournment of the sentencing in the above-referenced matter, currently scheduled for August 21, 2008, so that the Government may obtain a psychiatric evaluation of the defendant in response to one provided by the defendant to the Government and the Probation Department on July 30, 2008. The Probation Department has indicated that it would incorporate this medical evaluation into the Presentence Investigation Report ("PSR") and that it would not seek to obtain a psychiatric evaluation of its own. As a result, the Government would like to solicit a second examination to be considered by the Probation Department and the Court. The defendant has consented to this request.

The Government believes that this additional medical evaluation will be completed by the end of the month. In order to provide sufficient time for the Probation Department to incorporate this additional report into the PSR and provide a final PSR to the

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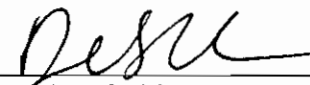
Page 2

parties and the Court in a timely manner, the Government therefore requests an adjournment of the sentencing date until late September or early October. The defendant is currently out on bail.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney  
Southern District of New York

By:

  
Daniel S. Goldman  
Assistant United States Attorney  
(212) 637-2289

cc: Martin Cohen, Esq. (by Facsimile)

*This application is granted subject to the production to all parties of all reports & the sentence before 08/22/08 on that day at 11 AM - Resolution that of course have the ISR completed in time to meet statutory requirements*

  
Harold Baer, Jr., U.S.D.J.

*8/11/08*

Endorsement :

This application is granted subject to the production to all parties of all 4 reports by the Monday before October 2, 2008 and the sentence will take place on that day at 11 A.M. -probation must of course have the PSR completed in time to meet statutory requirements.